

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
EASTERN DIVISION**

**BILLY WHITEHEAD,  
ADC # 600614**

**PLAINTIFF**

v.

**No. 2:14-cv-48-DPM-JJV**

**DEBRA HORTON, LPN, Health Services;  
RAY GRUFF, Deputy Director, ADC, a/k/a  
Ray Griffith; RAY GRIFFITH, Deputy  
Director, ADC; JAMES SIMMONS, Doctor,  
EARU, ADC; OBI, Doctor, EARU, ADC**

**DEFENDANTS**

**ORDER**

Opposed recommendation, *No 7*, adopted as supplemented. FED.R.CIV.P. 72(b)(3). Whitehead also says that Campbell, who is not listed as a defendant, knew of the trouble he was having with his finger, *No 5 at 5*; but Whitehead doesn't allege that Campbell was personally involved with his treatment. Whitehead's claims against Horton, Griffith, Obi, and Campbell are dismissed without prejudice for failure to state a claim. Whitehead's deliberate -indifference claim against Simmons remains. Ray Griffith and Ray Gruff are the same person. The Court therefore directs the Clerk to terminate Ray Gruff as a defendant. The Court certifies that an *in forma pauperis* appeal from this Order would not be taken in good faith.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

19 June 2014